

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
                            ) Group Art Unit: 3643  
Masterson               )  
                            ) Examiner: Ark, Darren W.  
Serial No.: 10/826,905 )  
                            ) Confirmation No. 2237  
Filed: April 15, 2004 )  
                            )  
For: APPARATUS AND METHOD FOR )  
MONITORING TERMITE ACTIVITY )  
                            )  
                            )

---

PRELIMINARY AMENDMENT AND RESPONSE TO RESTRICTION

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

Please amend the application identified above as follows:

**Amendments to the Claims** commence at page 2 of this paper.

**Remarks** commence at page 4 of this paper.